

Defendant.

STIPULATION AND AGREEMENT

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ATTACHMENT B

(a) is an individual referenced in the document(s), an expert as defined by Subsection 5(B)(5) of the Protective Order, an author, addressee, or lawful recipient of the document(s); or an individual for whom counsel for Plaintiffs or the Defendant in this action believes in good faith previously received or had access to the document(s), unless the person indicates that he or she did not have access to the document(s); or other persons by written consent of the Non-Party or upon order of the Court and on such conditions as may be agreed or ordered; AND

(b) first executes the Acknowledgement and Agreement to Be Bound, attached as Exhibit A to this Protective Order.

3. This Stipulation and Agreement is not intended to and should not be relied upon by any signatory or party in the above-captioned action to support any motion or request for a district court other than the district court in the place of compliance to hear or adjudicate any Subpoena-related motion under Rule 45.

4. The parties hereby stipulate and agree that the following categories of documents and information shall be designated “CONFIDENTIAL – SUBJECT TO PROTECTIVE ORDER” as provided in the Protective Order: _____

_____.

The identification of these categories of documents and information in no way limits the ability of the non-party to designate other or additional categories of documents and information “CONFIDENTIAL – SUBJECT TO PROTECTIVE ORDER” consistent with the terms of the Protective Order.

ATTACHMENT B

Dated: _____

Counsel for Defendant

Dated: _____

Counsel for Plaintiffs

Dated: _____

Counsel for _____ [Non-Party]